

Missouri Department of Natural Resources Rule Review

2016

Water Protection Program

		1 - Does this rule continue to be necessary, taking into consideration the purpose, scope, and intent of the statute under which the rule was adopted?	2 - Is this rule obsolete, taking into consideration the length of time since the rule was modified and the degree to which technology, economic conditions, or other relevant factors have changed in the subject area affected by the rule?	3 - Does this rule overlap, duplicate, or conflict with other state rules, and to the extent feasible, with federal and local governmental rules?	4 - Could a less restrictive, more narrowly tailored, or alternative rule adequately protect the public or accomplish the same statutory purpose?	5 - Does this rule need amendment or rescission to reduce regulatory burdens on individuals, businesses, or political subdivisions or eliminate unnecessary paperwork?	6 - Does this rule properly incorporate material by reference?	7 - Does this rule affect small businesses? For rules affecting small businesses, state whether the public purpose or interest for adopting the rule justifies the continued existence of the rule.	Comments received?	Department Comments	
Number of Rules Reviewed  56											
	10 CSR 20-1.010 - Organization and Powers	7/11/1980	No	Yes	Yes	No	No	N/A	No	No	The rule conflicts with state statute. The number of commissioners is incorrect, and one of the regional offices no longer exists.
	10 CSR 20-1.020 - Clean Water Commission Appeals and Requests for Hearings	12/30/2006	No	Yes	Yes	No	No	N/A	Yes	No	This rule will be amended to make it consistent with section 621.250. The rule, as do all rules in 10 CSR 20, may affect small business but are necessary to protect public health and the environment.
	10 CSR 20-2.010 - Definitions	7/30/1996	Yes	No	Yes	No	No	No	No	No	Definitions require updating to conform to statute. Some materials are not properly incorporated by reference. The Department is reviewing to develop a means to properly incorporate necessary references.
	10 CSR 20-3.010 - Penalty Assessment Protocol	3/30/2000	Yes	No	No	No	No	Yes	No	No	
	10 CSR 20-4.010 - Construction Grant and Loan Priority System	1/2/2009	Yes	No	No	No	Yes	No	No	No	Amendments may be required to update this rule. Some materials are not properly incorporated by reference. The Department is reviewing to develop a means to properly incorporate necessary references.
	10 CSR 20-4.020 - State Match Grant Program	4/15/1989	No	Yes	No	No	Yes	N/A	No	No	Rescission in process to remove obsolete rule.
	10 CSR 20-4.021 - State Construction Grant Program	10/1/1988	No	Yes	No	No	Yes	N/A	No	No	Rescission in process to remove obsolete rule.
	10 CSR 20-4.022 - Industrial Development Program	10/1/1988	No	Yes	No	No	Yes	N/A	No	No	Rescission in process to remove obsolete rule.
	10 CSR 20-4.023 - State Forty Percent Construction Grant Program	10/30/2007	Yes	No	No	No	No	N/A	No	No	
	10 CSR 20-4.030 - Grants for Sewer Districts and Certain Small Municipal Sewer Systems	10/30/2007	Yes	No	No	No	No	N/A	No	No	
	10 CSR 20-4.040 - State Revolving Fund General Assistance Regulations	2/28/2010	Yes	No	No	No	Yes	No	No	No	Amendment in process. Rule will be updated to incorporate material by reference.
	10 CSR 20-4.041 - Direct Loan Program	3/30/2000	Yes	No	No	No	Yes	N/A	No	No	Amendment in process. Rule will be updated.
	10 CSR 20-4.042 - Leveraged Loan Program	11/30/1994	Yes	No	No	No	Yes	N/A	No	No	Amendment in process. Rule will be updated.

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	10 CSR 20-4.043 - Hardship Grant Program	11/30/2000	No	Yes	No	No	Yes	No	No	Rescission in process.
	10 CSR 20-4.049 - State Match to State Revolving Fund Loan Program	2/16/1992	No	Yes	No	No	Yes	N/A	No	Rescission in process.
	10 CSR 20-4.050 - Environmental Review	2/14/1989	Yes	No	No	No	Yes	N/A	No	Amendment in process. Rule will be updated.
	10 CSR 20-4.060 - Storm Water Assistance Regulation	7/30/1996	No	Yes	No	No	Yes	N/A	No	Rescission in process.
	10 CSR 20-4.061 - Stormwater Grant and Loan Regulation	12/30/2009	Yes	No	No	No	No	N/A	No	
	10 CSR 20-4.070 - Sales Tax Exemption	7/30/1998	No	Yes	No	No	Yes	N/A	No	Rescission in process.
	10 CSR 20-6.010 - Construction and Operating Permits	4/30/2012	Yes	Yes	No	Yes	No	No	Yes	This rule is being amended. Materials are not properly incorporated. The Department is reviewing and will develop an appropriate means to incorporate these materials.
	10 CSR 20-6.011 - Fees	5/30/2014	Yes	No	No	No	No	N/A	Yes	No
	10 CSR 20-6.015 - No-Discharge Permits	7/30/1998	Yes	Yes	No	No	No	No	Yes	This rule needs to be updated to conform to HB 28 (2013). Materials are not properly incorporated by reference. The Department is reviewing and will develop an appropriate means to incorporate these materials.
	10 CSR 20-6.020 - Public Participation, Hearings and Notice to Governmental Agencies	3/30/1999	Yes	Yes	No	Yes	Yes	Yes	Yes	Changes to the rule will reflect modern methods of public notice posting via the internet. The Department is also evaluating the rule to better tailor it to accomplish the same purpose and reduce regulatory burdens.
	10 CSR 20-6.030 - Disposal of Wastewater in Residential Housing Developments	3/30/1999	Yes	Yes	No	No	Yes	No	Yes	The rule needs updating to reflect factors that have changed in the subject area over time. Materials are not properly incorporated by reference. The Department is reviewing and intends to incorporate materials by reference as required.
	10 CSR 20-6.060 - Water Quality Certification	7/30/2001	Yes	Yes	No	No	No	No	Yes	The rule is being revised. Materials are not properly incorporated by reference. The Department is reviewing and will implement an appropriate means of incorporating materials by reference.
	10 CSR 20-6.070 - Groundwater Heat Pump Operating Permits	11/30/1996	Yes	No	No	No	No	N/A	Yes	No

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	10 CSR 20-6.080 - Signatures for Construction Permits, Operating Permits and Groundwater Heat Pump Injection/Withdrawal Wells	5/11/1981	Yes	Yes	Yes	No	No	N/A	Yes	No	The Department is evaluating a revision.
	10 CSR 20-6.090 - Class III Mineral Resources Injection/Production Well Operating Permits	6/1/1984	Yes	Yes	Yes	No	No	No	Yes	No	The rule should be revised to address Class III and Class V injection wells. Materials are not properly incorporated by reference. The Department is reviewing and will develop an appropriate means of incorporating materials by reference.
	10 CSR 20-6.100 - General Pretreatment Regulation	10/30/2012	Yes	No	No	No	No	No	Yes	Yes	Materials are not properly incorporated by reference. The Department is reviewing and will develop an appropriate means of incorporating materials by reference. A comment was received in August 2016 and continues to be evaluated.
	10 CSR 20-6.200 - Stormwater Regulations	10/30/2009	Yes	Yes	No	No	Yes	No	Yes	No	This rule may be revised following revision of the corresponding federal rule. Some materials are not properly incorporated by reference. The Department is reviewing to develop a means to properly incorporate necessary references.
	10 CSR 20-6.300 - Concentrated Animal Feeding Operations	10/30/2016	Yes	No	No	No	No	No	Yes	No	Some materials are not properly incorporated by reference. The Department is reviewing to develop a means to properly incorporate necessary references.
	10 CSR 20-7.015 - Effluent Regulations	2/28/2014	Yes	No	No	No	No	No	Yes	No	Some materials are not properly incorporated by reference. The Department is reviewing to develop a means to properly incorporate necessary references.
	10 CSR 20-7.031 - Water Quality Standards	2/28/2014	Yes	Yes	Yes	No	No	No	Yes	No	The Water Quality Standards is being reviewed for amendment. Some materials are not properly incorporated by reference. The Department is reviewing to develop a means to properly incorporate necessary references.
	10 CSR 20-7.050 - Methodology for Development of Impaired Waters List	9/2/2009	Yes	No	No	No	No	Yes	Yes	No	
	10 CSR 20-8.020 - Design of Small Sewage Works	4/15/1989	Yes	Yes	Yes	Yes	No	No	Yes	No	Some provisions of this rule require updating and revisions. Some materials are not properly incorporated by reference. The Department is reviewing to develop a means to properly incorporate necessary references.
	10 CSR 20-8.110 - Engineering - Reports, Plans and Specifications	6/30/2011	Yes	No	No	No	No	N/A	Yes	No	

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	10 CSR 20-8.120 - Design of Gravity Sewers	2/29/2012	Yes	Yes	No	No	No	No	Yes	No	Some provisions of this rule require updating and revisions. Some materials are not properly incorporated by reference. The Department is reviewing to develop a means to properly incorporate necessary references.
	10 CSR 20-8.130 - Sewage Pumping Stations	3/11/1979	Yes	Yes	No	No	Yes	No	Yes	No	Some provisions of this rule require updating and revisions. Some materials are not properly incorporated by reference. The Department is reviewing to develop a means to properly incorporate necessary references.
	10 CSR 20-8.140 - Sewage Treatment Works	3/11/1979	Yes	Yes	No	No	Yes	No	Yes	No	Some provisions of this rule require updating and revisions. Some materials are not properly incorporated by reference. The Department is reviewing to develop a means to properly incorporate necessary references.
	10 CSR 20-8.150 - Screening, Grit Removal and Flow Equalization	3/11/1979	Yes	Yes	No	No	Yes	No	Yes	No	Some provisions of this rule require updating and revisions. Some materials are not properly incorporated by reference. The Department is reviewing to develop a means to properly incorporate necessary references.
	10 CSR 20-8.160 - Settling	3/11/1979	Yes	Yes	No	No	Yes	No	Yes	No	Some provisions of this rule require updating and revisions. Some materials are not properly incorporated by reference. The Department is reviewing to develop a means to properly incorporate necessary references.
	10 CSR 20-8.170 - Sludge Handling and Disposal	3/11/1979	Yes	Yes	No	No	Yes	No	Yes	No	Some provisions of this rule require updating and revisions. Some materials are not properly incorporated by reference. The Department is reviewing to develop a means to properly incorporate necessary references.
	10 CSR 20-8.180 - Biological Treatment	3/11/1979	Yes	Yes	No	No	Yes	No	Yes	No	Some provisions of this rule require updating and revisions. Some materials are not properly incorporated by reference. The Department is reviewing to develop a means to properly incorporate necessary references.
	10 CSR 20-8.190 - Disinfection	3/11/1979	Yes	Yes	No	No	Yes	No	Yes	No	Some provisions of this rule require updating and revisions. Some materials are not properly incorporated by reference. The Department is reviewing to develop a means to properly incorporate necessary references.
	10 CSR 20-8.200 - Wastewater Treatment Pond Lagoons	3/11/1979	Yes	Yes	No	No	Yes	No	Yes	No	Some provisions of this rule require updating and revisions. Some materials are not properly incorporated by reference. The Department is reviewing to develop a means to properly incorporate necessary references.
10 CSR 20-8.210 - Supplemental Treatment Processes	3/11/1979	Yes	Yes	No	No	Yes	No	Yes	No	Some provisions of this rule require updating and revisions. Some materials are not properly incorporated by reference. The Department is reviewing to develop a means to properly incorporate necessary references.	

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	10 CSR 20-8.220 - Land Treatment	3/11/1979	No	Yes	No	No	Yes	No	Yes	No	This rule may be rescinded, with some conditions moved to 10 CSR 20-8.200. Some materials are not properly incorporated by reference. The Department is reviewing to develop a means to properly incorporate necessary references.
	10 CSR 20-8.300 - Manure Storage Design Regulations	12/31/2016	Yes	No	No	No	No	No	Yes	No	Some materials are not properly incorporated by reference. The Department is reviewing to develop a means to properly incorporate necessary references.
	10 CSR 20-8.500 - Design Requirements for Agrichemical Facilities	4/30/2017	Yes	No	No	No	No	No	Yes	No	Some materials are not properly incorporated by reference. The Department is reviewing to develop a means to properly incorporate necessary references.
	10 CSR 20-9.010 - Wastewater Treatment Systems Operation Scope Monitoring	7/30/1998	Yes	Yes	No	No	Yes	No	Yes	No	The Department is evaluating this rule for amendment. Some materials are not properly incorporated by reference. The Department is reviewing to develop a means to properly incorporate necessary references.
	10 CSR 20-9.020 - Classification of Wastewater Treatment Systems	3/1/1992	Yes	Yes	No	No	Yes	N/A	Yes	No	The Department is evaluating this rule for amendment.
	10 CSR 20-9.030 - Certification of Wastewater Operators	3/1/1992	Yes	Yes	No	No	No	N/A	Yes	No	The Department is evaluating this rule for amendment.
	10 CSR 20-9.040 - Renewal Training	3/1/1992	Yes	Yes	No	No	Yes	N/A	Yes	No	The Department is evaluating this rule for amendment.
	10 CSR 20-14.010 - Classification of Concentrated Animal Feeding Operation Waste Management Systems	7/30/2001	Yes	No	No	No	No	N/A	Yes	No	
	10 CSR 20-14.020 - Certification of Concentrated Animal Feeding Operation Waste Management System Operators	7/30/2001	Yes	No	Yes	No	No	N/A	Yes	No	The part of the rule providing for an appeal may now be in conflict with section 621.250. Will be evaluated further for possible amendment.
10 CSR 20-14.030 - Operator Training	7/30/2001	Yes	Yes	No	No	No	N/A	Yes	No	Given the passage of time, Drinking Water staff are currently reviewing the rule with internal stakeholders to obtain comments on if amendment is needed.	